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7 **BEFORE THE**  
8 **MEDICAL BOARD OF CALIFORNIA**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Petition to Revoke Probation  
12 Against:

13 **SAMMIE INEZ LONG, M.D.**  
14 1220 15th Ave. South  
15 Nashville, TN 37212-3009

16 Physician's and Surgeon's Certificate No. C 36672

17 Respondent.

Case No. 800-2018-044984

**DEFAULT DECISION  
AND ORDER**

[Gov. Code, §11520]

18 On July 16, 2018, an employee of the Medical Board of California (Board) sent by  
19 certified mail a copy of Petition to Revoke Probation No. 800-2016-025446, Statement to  
20 Respondent, Notice of Defense in blank, copies of the relevant sections of the California  
21 Administrative Procedure Act as required by sections 11503 and 11505 of the Government Code,  
22 and a request for discovery, to Sammie Inez Long, M.D. (Respondent) at her address of record  
23 with the Board, which was and is 1220 15<sup>th</sup> Avenue South, Nashville, TN 37212-3009. The green  
24 certified mail receipt was signed by Respondent. (Petition to Revoke Probation, proof of service,  
25 green certified mail receipt, Exhibit Package, Exhibit 1<sup>1</sup>.)

26 There was no response to the Accusation. On August 21, 2018, an employee of the

27  
28 <sup>1</sup> The evidence in support of this Default Decision and Order is submitted herewith as the  
"Exhibit Package."

1 Attorney General's Office sent by certified mail, addressed to Respondent at her address of  
2 record, a courtesy Notice of Default, advising Respondent of the service Petition to Revoke, and  
3 providing her with an opportunity to file a Notice of Defense and request relief from default.  
4 (Exhibit Package, Exhibit 2, Courtesy Notice of Default, proof of service.)

5 Respondent has not responded to service of the Petition to Revoke Probation or the Notice  
6 of Default. She has not filed a Notice of Defense. As a result, Respondent has waived her right to  
7 a hearing on the merits to contest the allegations contained in the Petition to Revoke Probation.

#### 8 FINDINGS OF FACT

##### 9 I.

10 Kimberly Kirchmeyer is the Executive Director of the Board. The charges and allegations  
11 in the Petition to Revoke Probation were at all times brought and made solely in the official  
12 capacity of the Board's Executive Director.

##### 13 II.

14 On July 25, 1975, Physician's and Surgeon's Certificate No. C36672 was issued by the  
15 Board to Sammie Inez Long, M.D. The certificate is in delinquent status, having expired on  
16 January 31, 2018. (Exhibit Package, Exhibit 3, License Certification.)

##### 17 III.

18 In a disciplinary action entitled *In the Matter of the Accusation Against Sammie Inez*  
19 *Long, M.D.* Case No. 16-2010-204701, the Board issued a Decision After Nonadoption of  
20 Proposed Decision, effective June 30, 2011, in which Respondent's certificate was revoked,  
21 stayed, and Respondent's certificate was placed on probation for a period of five years with  
22 certain terms and conditions. (Exhibit Package, Exhibit 4, Decision After Nonadoption.)

##### 23 IV.

24 On July 16, 2018, Respondent was duly served with a Petition to Revoke Probation,  
25 alleging causes for revocation of Respondent's probation. A courtesy Notice of Default was  
26 thereafter served on Respondent. Respondent failed to file a Notice of Defense.

27 ///

28 ///

V.

The allegations of the Petition to Revoke Probation are true as follows:

- On July 13, 2010, an Accusation was filed against Respondent in Case No. 16-2010-204701. The Accusation was based upon a summary suspension imposed by the Government of the District of Columbia, Department of Health against Respondent's Washington, D.C. license. The summary suspension was taken after a review of Respondent's interventional radiology clinical competency demonstrated serious public safety concerns. Following an administrative hearing and a nonadoption proceeding, the Board's Decision After Nonadoption became effective on June 30, 2011. The Decision After Nonadoption noted that Respondent's Washington, D.C. license was suspended based on her care and treatment of eleven interventional radiology patients at the Department of Veterans Affairs in Jackson, Mississippi. The violations of the standard of care were determined by the District of Columbia board to constitute an imminent danger to patient safety. (Exhibit Package, Exhibit 4, Decision After Nonadoption.)
- The Decision After Nonadoption concluded license revocation was not warranted, but that a period of probation was necessary to protect the public. Respondent's California license was revoked, stayed, and subject to five years probation. Terms and conditions of probation included: Enrollment in and successful completion of a clinical training program equivalent to the Physician Assessment and Clinical Education Program (PACE) as a condition precedent to practice in California; prohibition on practice of interventional radiology; practice monitor; educational course; no solo practice. In addition, the Decision included the standard terms and conditions of probation, including maintaining a renewed and current California certificate and payment of probation monitoring costs. The Decision After Nonadoption also contained a provision stating the consequences of failure to practice medicine in California. (Exhibit Package, Exhibit 4, Decision After Nonadoption.)

- 1
- 2
- Term #12 of the Decision After Nonadoption provided, in pertinent part:

3 Residing or Practicing Out-of-State

4 In the event Respondent should leave the State of California to reside or to practice  
5 Respondent shall notify the Board or its designee in writing 30 calendar days prior to  
6 the dates of departure and return. Non-practice is defined as any period of time  
7 exceeding 30 calendar days in which Respondent is not engaging in any activity  
8 defined in sections 2051 and 2052 of the Business and Professions Code.

9 Periods of temporary or permanent residence or practice outside California will not  
10 apply to the reduction of the probationary term. Periods of temporary or permanent  
11 residence or practice outside California will relieve Respondent of the responsibility  
12 to comply with the probationary terms and conditions with the exception of this this  
13 condition and the following terms and conditions of probation: Obey All Laws;  
14 Probation Unit Compliance; and Probation Monitoring Costs.

15 Respondent's certificate shall be automatically cancelled<sup>2</sup> if Respondent's periods of  
16 temporary or permanent residence or practice outside California totals two years.  
17 However, Respondent's certificate shall not be cancelled as long as Respondent is  
18 residing and practicing medicine in another state of the United States and is on active  
19 probation with the medical licensing authority of that state, in which case the two-  
20 year period shall begin on the date probation is completed or terminated in that state.

- 21
- Term #17 of the Decision After Nonadoption provided:

22 Probation Monitoring Costs

23 Respondent shall pay the costs associated with probation monitoring each and every  
24 year of probation, as designated by the Board, which may be adjusted on an annual  
25 basis. Such costs shall be payable to the Medical Board of California and delivered to  
26 the Board or its designee no later than January 31 of each calendar year. Failure to  
27 pay costs within 30 calendar days of the due date is a violation of probation.

- 28
- Term #10 of the Decision After Nonadoption included a requirement that Respondent  
shall maintain a current and renewed California physician's and surgeon's certificate.

- Term #15 of the Decision provided:

Violation of Probation

Failure to fully comply with any term or condition of probation is a violation of  
probation. If Respondent violates probation in any respect, the Board, after giving  
Respondent notice and the opportunity to be heard, may revoke the probation and

<sup>2</sup> The Decision After Nonadoption contained language from an earlier version of the  
Medical Board's Disciplinary Guidelines authorizing the Board to automatically cancel  
Respondent's certificate in the event of a period of non-practice. The current version of the  
Disciplinary Guidelines no longer provides for license cancellation. The Board elected not to  
proceed with a license cancellation in this case, but instead to offer Respondent an opportunity to  
defend a Petition to Revoke Probation.

1 carry out the disciplinary order that was stayed. If an Accusation, or Petition to  
2 Revoke Probation, or an Interim Suspension Order is filed against Respondent during  
probation, the Board shall have continuing jurisdiction until the matter is final, and  
the period of probation shall be extended until the matter is final.

3 VI.

4 Respondent has not practiced medicine in California since her probation began on June 30,  
5 2011, as required by Term 12 of the Decision After Nonadoption. Respondent has consistently  
6 informed the Board's Probation Unit that she is not practicing medicine. (Exhibit Package,  
7 Exhibit 5, Declaration of Maggie Lee.)

8 VII.

9 Respondent has failed to pay the costs of probation monitoring as required by Term 17 of  
10 the Decision After Nonadoption at any time since her probation began on June 30, 2011.  
11 Respondent's probation costs balance as of January 31, 2018 was \$26,515.00. Respondent was  
12 notified in writing that was required to pay the costs of probation monitoring. On June 28, 2017,  
13 the Board issued a Citation Order, notifying Respondent that she was required to pay the past due  
14 probation monitoring costs, and that her failure to do so could result in the filing of a petition to  
15 revoke probation. (Exhibit Package, Exhibit 5, Declaration of Maggie Lee; Exhibit Package,  
16 Exhibit 6, Citation Order.)

17 VIII.

18 Respondent has failed to maintain a current and renewed California certificate as required  
19 by Term 10 of the Decision After Nonadoption. Respondent's Certificate expired on January 31,  
20 2018, and has not been renewed. (Exhibit Package, Exhibit 3, License Certification.)  
21 Respondent has been notified in writing that she was required to renew her expired certificate. On  
22 May 20, 2018, a Citation Order was issued, directing Respondent to renew her license, imposing  
23 a \$350.00 fine, and notifying Respondent that her failure to renew her license could result in the  
24 filing of a petition to revoke probation. (Exhibit Package, Exhibit 7, Citation Order; Exhibit  
25 Package, Exhibit 5, Declaration of Maggie Lee.)

26 **DETERMINATION OF ISSUES**

27 I.

28 Respondent's probation is subject to revocation because she failed to comply with Term

1 12 of the Decision After Nonadoption, in that she failed to practice medicine in California for  
2 more than two years.

3 II.

4 Respondent's probation is subject to revocation because she failed to pay probation  
5 monitoring costs as required by Term 17 of the Board's Decision After Nonadoption.

6 III.

7 Respondent's probation is subject to revocation because she failed to maintain a current  
8 and renewed California certificate as required by Term 10 of the Board's Decision After  
9 Nonadoption.

10 **DISCIPLINARY ORDER**

11 The probation that was granted by the Medical Board of California in Case No. 16-2010-  
12 204701 is hereby REVOKED.

13 Physician's and Surgeon's certificate No. C36672 issued to respondent Sammie Inez  
14 Long, M.D. is hereby **REVOKED**.

15 Respondent shall not be deprived of making a request for relief from default as set forth in  
16 Government Code section 11520(c) for good cause shown. However, such showing must be  
17 made in writing by way of a motion to vacate the default decision and directed to the Medical  
18 Board of California at 2005 Evergreen Street, Suite 1200, Sacramento, CA 95815 within seven  
19 (7) days of the service of this Decision.

20 This Decision will become effective: October 24, 2018, at 5:00 p.m.

21 It is so ordered on September 24, 2018.

22  
23 MEDICAL BOARD OF CALIFORNIA  
24 DEPARTMENT OF CONSUMER AFFAIRS  
25 STATE OF CALIFORNIA

26 By

  
27 KIMBERLY KIRCHMEYER  
28 EXECUTIVE DIRECTOR

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11 Attorneys for Complainant

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO JULY 16 2018  
BY                      ANALYST

BEFORE THE  
MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

10 In the Matter of the Petition to Revoke Probation  
11 Against:

Case No. 800-2018-044984

11 **SAMMIE INEZ LONG, M.D.**  
12 1220 15<sup>th</sup> Avenue South  
13 Nashville, TN 37212-3009

PETITION TO REVOKE PROBATION

13 Physician's and Surgeon's Certificate No. C36672

14 Respondent.  
15

16 Complainant alleges:

17 **PARTIES**

18 1. Kimberly Kirchmeyer (Complainant) brings this Petition to Revoke Probation solely  
19 in her official capacity as the Executive Director of the Medical Board of California (Board).

20 2. On July 25, 1975, the Medical Board of California issued Physician's and Surgeon's  
21 Certificate Number C36672 to Sammie Inez Long, M.D. (Respondent). Said certificate is in  
22 delinquent status, having expired on January 31, 2018. Prior disciplinary action was taken against  
23 this certificate as follows: On July 13, 2010 an Accusation was filed; on June 30, 2011 a Decision  
24 After Non-Adoption of Proposed Decision became effective which read: Revoked, Stayed, 5  
25 years probation with terms and conditions.

26 **JURISDICTION**

27 3. This Petition to Revoke Probation is brought before the Board, under the authority of  
28 the following sections of the Business and Professions Code:

1 A. Section 2004 of the Code states:

2 "The board shall have the responsibility for the following:

3 "(a) The enforcement of the disciplinary and criminal provisions of the Medical  
4 Practice Act.

5 "(b) The administration and hearing of disciplinary actions.

6 "(c) Carrying out disciplinary actions appropriate to findings made by a panel or an  
7 administrative law judge.

8 "(d) Suspending, revoking, or otherwise limiting certificates after the conclusion of  
9 disciplinary actions.

10 "(e) Reviewing the quality of medical practice carried out by physician and surgeon  
11 certificate holders under the jurisdiction of the board.

12 "..."

13 B. Section 2227 of the Code provides that a licensee who is found guilty under the  
14 Medical Practice Act may have his or her license revoked, suspended for a period not to  
15 exceed one year, placed on probation and required to pay the costs of probation monitoring,  
16 be publicly reprimanded, or such other action taken in relation to discipline as the Board  
17 deems proper.

18 **STATEMENT OF FACTS**

19 4. On July 13, 2010, an Accusation was filed against Respondent in Case No. 16-2010-  
20 204701. The Accusation was based upon a summary suspension imposed by the Government of  
21 the District of Columbia, Department of Health against Respondent's Washington, D.C. license.  
22 The summary suspension was taken after a review of Respondent's interventional radiology  
23 clinical competency demonstrated serious public safety concerns.

24 5. Following an administrative hearing and a nonadoption proceeding, the Board's  
25 Decision After Nonadoption (Decision) became effective on June 30, 2011. The Decision noted  
26 that Respondent's Washington, D.C. license was suspended based on her care and treatment of  
27 eleven interventional radiology patients at the Department of Veterans Affairs in Jackson,  
28



1 Mississippi. The violations of the standard of care were determined by the District of Columbia  
2 board to constitute an imminent danger to patient safety.

3 6. The Decision After Nonadoption concluded license revocation was not warranted, but  
4 that a period of probation was necessary to protect the public. Respondent's California license  
5 was revoked, stayed, and subject to five years probation. Terms and conditions of probation  
6 included: Enrollment in and successful completion of a clinical training program equivalent to the  
7 Physician Assessment and Clinical Education Program (PACE) as a condition precedent to  
8 practice in California; prohibition on practice of interventional radiology; practice monitor;  
9 educational course; no solo practice. In addition, the Decision included the standard terms and  
10 conditions of probation.

11 7. Term #12 of the Decision provided, in pertinent part:

12 Residing or Practicing Out-of-State

13 In the event Respondent should leave the State of California to reside or to practice  
14 Respondent shall notify the Board or its designee in writing 30 calendar days prior to  
15 the dates of departure and return. Non-practice is defined as any period of time  
16 exceeding 30 calendar days in which Respondent is not engaging in any activity  
17 defined in sections 2051 and 2052 of the Business and Professions Code.

18 Periods of temporary or permanent residence or practice outside California will not  
19 apply to the reduction of the probationary term. Periods of temporary or permanent  
20 residence or practice outside California will relieve Respondent of the responsibility  
21 to comply with the probationary terms and conditions with the exception of this this  
22 condition and the following terms and conditions of probation: Obey All Laws;  
23 Probation Unit Compliance; and Probation Monitoring Costs.

24 Respondent's certificate shall be automatically cancelled if Respondent's periods of  
25 temporary or permanent residence or practice outside California totals two years.  
26 However, Respondent's certificate shall not be cancelled as long as Respondent is  
27 residing and practicing medicine in another state of the United States and is on active  
28 probation with the medical licensing authority of that state, in which case the two-  
year period shall begin on the date probation is completed or terminated in that state.

8. Term #17 of the Decision provided:

Probation Monitoring Costs

Respondent shall pay the costs associated with probation monitoring each and every  
year of probation, as designated by the Board, which may be adjusted on an annual  
basis. Such costs shall be payable to the Medical Board of California and delivered to  
the Board or its designee no later than January 31 of each calendar year. Failure to  
pay costs within 30 calendar days of the due date is a violation of probation.

1 9. Term #10 of the Decision included a requirement that Respondent shall maintain a  
2 current and renewed California physician's and surgeon's certificate.

3 10. Term #15 of the Decision provided:

4 Violation of Probation

5 Failure to fully comply with any term or condition of probation is a violation of  
6 probation. If Respondent violates probation in any respect, the Board, after giving  
7 Respondent notice and the opportunity to be heard, may revoke the probation and  
8 carry out the disciplinary order that was stayed. If an Accusation, or Petition to  
9 Revoke Probation, or an Interim Suspension Order is filed against Respondent during  
10 probation, the Board shall have continuing jurisdiction until the matter is final, and  
11 the period of probation shall be extended until the matter is final.

12 FIRST CAUSE TO REVOKE PROBATION

13 (Non-Practice Provision)

14 11. Respondent has not practiced medicine in California since her probation began on  
15 June 30, 2011, nor has she been on probation with the medical licensing authority of another state  
16 as required by Term 12 of the Board's Decision.

17 12. Respondent's probation is subject to revocation because she has failed to practice  
18 medicine in California for more than two years and has therefore subjected her California  
19 certificate to cancellation.

20 SECOND CAUSE TO REVOKE PROBATION

21 (Probation Monitoring Costs)

22 13. Respondent has failed to pay the costs of probation monitoring as required by Term  
23 17 of the Board's Decision at any time since her probation began on June 30, 2011. Respondent's  
24 probation cost balance as of January 31, 2018 was \$26,515.00.

25 14. Respondent has been notified in writing that she was required to pay the costs of  
26 probation monitoring. On June 28, 2017, the Board issued a Citation Order, notifying  
27 Respondent that she was required to pay the past due probation monitoring costs, and that her  
28 failure to do so could result in the filing of a petition to revoke probation.

15. Respondent's probation is subject to revocation because she has failed to pay  
probation monitoring costs.

1 **THIRD CAUSE TO REVOKE PROBATION**

2 (Failure to Maintain Current Certificate)

3 16. Respondent has failed to maintain a current and renewed California certificate as  
4 required by Term 10 of the Board's Decision. Respondent's certificate expired on January 31,  
5 2018, and has not been renewed.

6 17. Respondent has been notified in writing that she was required to renew her expired  
7 certificate. On March 20, 2018, a Citation Order was issued, directing Respondent to renew her  
8 license, imposing a \$350.00 fine, and notifying Respondent that her failure to renew her license  
9 could result in the filing of a petition to revoke probation.

10 18. Respondent's probation is subject to revocation because she has failed to maintain a  
11 renewed and current certificate.

12 **PRAYER**

13 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
14 and that following the hearing, the Board issue a decision:

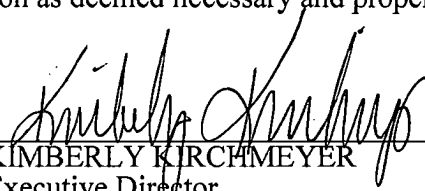
15 1. Revoking the probation that was granted by the Medical Board of California in Case  
16 No. 16-2010-204701 and imposing the disciplinary order that was stayed thereby revoking  
17 Physician's and Surgeon's Certificate No. C36672 issued to Sammie Inez Long, M.D.;

18 2. Revoking, suspending or denying approval of Sammie Inez Long, M.D.'s authority to  
19 supervise physician assistants and advanced practice nurses;

20 3. Ordering Respondent, if placed on probation, to pay the costs of probation  
21 monitoring;

22 4. Taking such other and further action as deemed necessary and proper.

23  
24 DATED: July 16, 2018

  
KIMBERLY KIRCHMEYER  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
Complainant